IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL
ORIGINAL JURISDICTION

Dated : Nainital the June 12, 2006
Criminal Misc. Bail Application No. 495 /2006
Order on the Bail application of the accused.

CRIMINAL SIDE

Johar Singh S/o Meer Singh
R/o Village Tanda Rangarwala, P.S. Bhagwanpur,
District Haridwar …..….Applicant

Versus

State of Uttaranchal …….Opposite Party

Arising out of Case Crime No. 55/2006
U/Ss. 323, 324, 325, 326 & 504 I.P.C.
Police Station Bhagwanpur, District Haridwar.

By the court

Hon'ble J.C.S. Rawat,J.

Heard Mr. Manish Arora learned counsel for the applicant, and learned A.G.A. for the State.

The applicant has applied for bail in Case Crime No. 55 of 2006, under Sections 323, 324, 325, 326 and 504 of the I.P.C of Police Station Bhagwanpur, District Haridwar.

Perused the record. It has been submitted on behalf of the applicant that the injuries caused to the victim were not grievous in nature; that the F.I.R. was delayed, which was lodged after about four days of the occurrence and that the applicant has been detained in jail since 24-4-2006. Further, the offences are triable by the Magistrate of the Ist Class.

Having considered the facts the circumstances of the case particularly the fact that the applicant has been confined in jail since 24-4-2006 and looking to the nature of injuries and the fact that the offences are exclusively triable by the Magistrate of the First Class and considering the submissions made by the learned counsel for the applicant, I am of the opinion that it is a fit case for bail.

Let the applicant-accused be released on bail on executing a personal bond and two sureties each in the like amount to the satisfaction of the C.J.M. concerned.

(J.C.S.Rawat,J.)

Dated 12.06.2006
RCP